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UNITED STATES DEPARTMENT OF AGRICULTURE
Food Distribution Administration
Washington, D. C.

April 21, 1943

SPECIAL COMMODITIES BRANCH MEMORANDUM NO. 3

Supplement E

To: All Divisions and Sections, Special Commodities Branch
From: H. C. Albin, Chief, Special Commodities Branch
Subject: Price Ceiling Warranty

In the future, all contracts including a price ceiling warranty clause will use the standard wording which has been approved by the Office of the Solicitor.

For your information, the prescribed wording is as follows:

"The seller represents and warrants that the price or prices of the commodity do not exceed any existing applicable maximum price or prices established by the Office of Price Administration. In the event the price or prices of the commodity, at the time of delivery thereof, exceed the then applicable maximum price or prices, the seller shall be entitled only to the amount of such established maximum and shall refund to the purchaser all moneys received in payment for such commodity in excess of such established maximum."

For contracts entered into by telegram the wording shall be as follows:

"Price to be not more than applicable ceiling price."

F-915

H. C. Albin

